

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

FILED IN CLERK'S OFFICE  
U.S.D.C. - Atlanta

FEB 12 2020

JAMES N. HATTEN, Clerk  
By: *[Signature]* Deputy Clerk

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

NATIONAL UROLOGICAL GROUP, INC., et al.,

Defendants,

And

TRUIST BANK,

Garnishee.

1:04-CV-3294-CAP

Please be advised that Branch Banking and Trust Company ("BB&T") has merged with SunTrust Bank and formed Truist Bank, a North Carolina banking corporation ("Truist").

ANSWER OF THE GARNISHEE FORM

I, Malcolm Barrett (Declarant), as the

IAS/Regulatory Specialist (Title of Declarant) of Garnishee,

Truist Bank f/k/a BB&T (Garnishee's official name)

BEING DULY SWORN DEPOSE AND SAY:

1. Choose one as applicable:

☐ GARNISHEE IS AN INDIVIDUAL

Garnishee is or was doing business in name of \_\_\_\_\_

☐ GARNISHEE IS A PARTNERSHIP OR TRUST.

Declarant is the \_\_\_\_\_ (Title) of a partnership or trust known as \_\_\_\_\_ which is registered in the State of \_\_\_\_\_.

☐ GARNISHEE IS A GOVERNMENTAL ENTITY.

Declarant is the \_\_\_\_\_ (title of declarant) of the \_\_\_\_\_ (official name of government entity) with a principal office located at \_\_\_\_\_.

☒ GARNISHEE IS A CORPORATION.

Declarant is the IRS Regulatory Specialist (title of declarant) of the TRUIST F&E BB&T (corporation name), which is organized under the laws of the State of North Carolina.

2. The Garnishee may be contacted through the following individual, at the following telephone number(s), and with the following identifying information:

Malcolm B. (910) 272-4247

3. On the 5 day of FEBRUARY, 2020 Garnishee was served with the Writ of Continuing Garnishment.

4. Declarant states the following regarding the subject of the Writ:

☒ Yes ☐ No

The Garnishee has custody, control or possession of the following property in which the Judgment debtor maintains an interest, including funds, accounts, monies, stock, or earnings of the Judgment debtor, as described below:

	Description of Property	Approximate Value	Description of Debtor's Interest of Property
(1)	<u>Checking Account</u>	<u>\$ 730,533.05</u>	<u>Affiliated Distribution Inc/Business</u>
(2)	_____	_____	_____
(3)	_____	_____	_____
(4)	_____	_____	_____

5. Declarant states the following regarding whether there is any other garnishment currently in effect as to the property. If the answer is yes, the declarant describes the other action below.

☐ Yes ☒ No

6. Garnishee anticipates owing to the judgment debtor in the future, the following property including funds, accounts, monies, stock, or earnings of the Judgment debtor:

Yes ☒ No

	Amount	Estimate Date or Period Due
(1)	\$	
(2)	\$	
(3)	\$	
(4)	\$	

7. Check the applicable line below if you DENY that you hold property subject to this order of garnishment.

☐ The Garnishee has the following objections, defenses, or set-offs to the Federal Trade Commission's right to the claimed property of the Judgment debtor:

☐ The Judgment debtor has account(s) at this institution. However, the account(s) currently contain no assets. The Garnishee, ☐ will forward assets as they become available in the account(s).

☐ The Garnishee is in no manner and upon no account indebted or under liability to the Judgment debtor, and the Garnishee does not have in Garnishee's possession or control any property belonging to



the judgment debtor, or in which the Garnishee has an interest; and is in no manner liable as Garnishee in this action for the following reasons(s): \_\_\_\_\_

8. Garnishee delivered the Answer to the Clerk of Court for the Northern District of Georgia at: 2211 United States, Courthouse, 75 Ted Turner Drive, SW, Atlanta, GA 30303. The Garnishee mailed a copy of this Answer by first-class mail to the judgment debtor, Hi-Tech Pharmaceuticals, Inc., 6015 B Unity Drive, Norcross, GA 30071 and to Crystal D. Ostrum, Federal Trade Commission, 600 Pennsylvania Avenue, NW, Mailstop CC-9528, Washington, DC 20580.

Malcolm Barrett

Representative of Garnishee

IRS Reg Specialist

(Title)

North Carolina

(Address)

910-272-4247

(Telephone Number)

Subscribed and sworn before

me this 7 day of Feb 2020

Notary Public

Jean Marie Taylor

(SEAL) JEAN MARIE TAYLOR

Notary Public

Robeson Co., North Carolina

My Commission Expires May 06, 2020

My Commission expires:

05-06-2020

ATTACHMENT TO ANSWER OF GARNISHEE

The Original Answer (and checks or money order upon entry of the Court's Final Disposition Order) must be mailed to:

Clerk of Court, Northern District of Georgia  
2211 United States Courthouse  
75 Ted Turner Drive, SW  
Atlanta, GA 30303

A copy of the answer must also be delivered to:

Federal Trade Commission  
600 Pennsylvania Avenue, NW  
Mailstop CC-9528  
Washington, DC 20580  
Attn: Crystal D. Ostrum

A copy of the answer must be sent to the Judgment debtor:

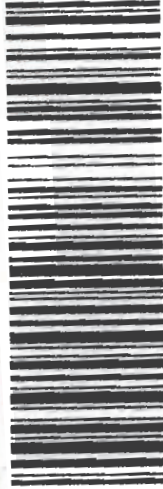
Hi-Tech Pharmaceuticals, Inc.  
6015 B Unity Drive  
Norcross, GA 30071

062S0011128816



**\$5.750**  
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FEB 07 2020  
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**BB&T**

**Branch Banking and Trust Company**

Deposit Operations  
PO Box 1489  
Lumberton, NC 28359

Clerk of Court, Northern District of Georgia  
2211 United States Courthouse  
75 Ted Turner Drive, SW  
Atlanta GA 30303-3315

**CLEARED**  
FEB 12 2020  
U.S. Marshals  
Atlanta, GA

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